THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14033 OF 2006

DATED: 23-04-2007

Between :

Eelapoplu Suryakantham … Petitioner

And

1. The District Collector, West Godavari District, Eluru., and 5 others. … Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14033 OF 2006

ORDER :

This writ petition is filed seeking a declaration that the action of the respondents in not considering the request of the petitioner to refer the matter to the Civil Court in view of the dispute with regard to the entitlement of the compensation payable for the lands acquired under the Notification dated 1-6-2006 under Section 4 (1) of the Land Acquisition Act, 1894 as arbitrary and illegal.

In response to the notice ordered, the Special Deputy Collector (Land Acquisition) TLIS Unit No.1, Kovvur, West Godavari District filed a counter-affidavit stating that pursuant to the representation made by the petitioner stating that there are family disputes pending in Civil Court vide O.S.No.347 of 2004 and O.S.No.475 of 2004 in respect of the land in question, the payment of compensation to the rival claimants has been stopped and it has been decided to refer the matter to the Civil Court under Sections 30 and 31 of the Land Acquisition Act. It is also stated that the compensation awarded for the land in question would be deposited in the Civil Court.

In view of what has been stated in the counter-affidavit, no further enquiry is necessary.

Recording the statement of the respondents in their counter-affidavit, the Writ Petition is disposed of with a direction to take necessary steps expeditiously. No costs.

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G. ROHINI, J.

Dt.23–04-2007

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